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OFFICE OF PETITIONS

In re Application of
Raymond G. Gauthier, et. al.
Application No. 09/349,575
Filed: July 8, 1999
Attorney Docket No. 41705.P0001

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed September 17, 2001, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply in a timely manner to the non-final Office action mailed February 14, 2001, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the application became abandoned after midnight May 14, 2001.

Since the PTO mistakenly charged petitioner's deposit account \$80.00 for a claim fee that was already paid by check, that fee will be refunded to petitioner's deposit account.

The application file is being forwarded to Technology Center 2800.

Telephone inquiries concerning this decision should be directed to Andrea Coram at (703) 308-6711.

Andrea Coram
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
For Patent Examination Policy